IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

INCOME TAX APPEAL NO. 329 OF 2002

The Commissioner of Income-tax,
Bombay City-VI, Bombay. .. Appellant

v/s.

M/s. Biddle Sawyer Ltd. .. Respondent

Mr.K.R.Chaudhary i/by Mr. H.D.Rathod for appellant.

Ms. V.B.Patel for respondent.

CORAM : R.M.LODHA AND
J.P.DEVADHAR, JJ.

DATED : 18th August, 2004

P.C.

Mr.K.R.Chaudhary, the learned counsel for the revenue prays for withdrawal of this appeal in the light of the judgment of the Supreme Court in the case of Commissioner of Income-tax v. Indo Nippon Chemicals Co.Ltd., 261 ITR 275.

2. The learned counsel for the assessee-respondent has no objection.

3. Appeal is allowed to be withdrawn.

4. Refund of court fee as per law.

(R.M.LODHA, J.)

(J.P. DEVADHAR, J.)